



DOD & EPA Conference

**Westin Peachtree Plaza
Atlanta, Georgia
June 25, 2002**



Clean Air Act Inspections

Floyd Ledbetter, P.E.

Environmental Engineer

Air Enforcement Section

404/562-9218

Ledbetter.floyd@epa.gov

<http://www.epa.gov/region4/air/enforce/>

Authority for Inspections

- §114(a)(2) of the Clean Air Act
 - access and copy records
 - sample emissions
- §114 grants EPA the authority to gather any additional information necessary to determine compliance

The Inspection Type

- **Program Overview**
 - Overview of State or Local Program Information
- **EPA Target for EPA reasons**
 - Sector based
 - Investigations of suspected non-compliance
- **Typically media specific but can be Multimedia**
 - State or Local usually accompany EPA



The Inspection Content

- In-Briefing
- Walk-Through of Emission Units
- Records Review
- Out-Briefing
- Inspection Report



Content Discussion

- **Introduction of Personnel**
- **Purpose of Inspection**
- **Process Description and Current Operation**
- **Any current problems or special needs**
- **Availability of records for review on site**
- **Walk through process and controls associated with emission units**
- **Records Review and production of documents as needed**
- **Discussion of general findings and any additional needs to complete compliance finding away from plant**



General Rules

EPA will normally not make specific statements of Violations without consultation with Superiors

All decisions should be made after complete review of all available data



Inspection Focus

- Title V Permit
- Newer Regulations
 - MACT
- Ozone Depleting Chemicals
 - CFCs: mobile and stationary sources



Typical Violations

- **Permitting**
 - failure to obtain proper permits
 - failure to meet permit conditions
- **NSPS and MACT requirements**
- **New Source Review**



Enforcement Process

- Notice of Violation
- Administrative Order
- Administrative Penalty Order
- Negotiations
- Administrative Hearing



Enforcement Options

- **Administrative Action**
 - Administrative Penalties
 - Administrative Orders
- **Civil Action**
 - Civil Penalties
 - Court Orders